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Attorney for Plaintiff United States of America

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

UNITED STATES OF AMERICA,

*Plaintiff,*

v.

FLAKEBOARD AMERICA LIMITED,

CELULOSA ARAUCO Y CONSTITUCIÓN,  
S.A.,

INVERSIONES ANGELINI Y COMPAÑÍA  
LIMITADA,

and

SIERRAPINE,

*Defendants.*

Case No. 3:14-cv-4949

**STIPULATION**

The undersigned parties hereby stipulate and agree, subject to approval and entry by the  
Court, that:

1           1. For the purposes of this action, the Court has jurisdiction over each of the parties and  
2 venue of this action is proper in the United States District Court for the Northern District of  
3 California. The Defendants also waive service of summons on the Complaint.

4           2. The parties stipulate that a proposed Final Judgment in the form attached as Exhibit A  
5 may be filed with and entered by the Court, upon the motion of any party or upon the Court's  
6 own motion, at any time after compliance with the requirements of the Antitrust Procedures and  
7 Penalties Act ("APPA"), 15 U.S.C. § 16, and without further notice to any party or other  
8 proceedings, provided that the United States has not withdrawn its consent, which it may do at  
9 any time before the entry of the proposed Final Judgment by serving notice thereof on the  
10 Defendant and by filing that notice with the Court.

11           3. The Defendants agree to arrange, at their expense, publication as quickly as possible of  
12 the newspaper notices required by the APPA, which shall be drafted by the United States in its  
13 sole discretion. The publication shall be arranged no later than three business days after the  
14 Defendants' receipt from the United States of the text of the notice and the identity of the  
15 newspapers within which the publication shall be made. The Defendants shall promptly send to  
16 the United States (1) confirmation that publication of the newspaper notices has been arranged,  
17 and (2) the certification of the publication prepared by the newspapers within which the notice  
18 was published.

19           4. The Defendants shall abide by and comply with the provisions of the proposed Final  
20 Judgment, pending the proposed Final Judgment's entry by the Court, or until expiration of time  
21 for all appeals of any Court ruling declining entry of the proposed Final Judgment, and shall,  
22 from the date of the signing of this Stipulation by the parties, comply with all the terms and  
23 provisions of the proposed Final Judgment as though the same were in full force and effect as an  
24 order of the Court.

25           5. This Stipulation will apply with equal force and effect to any amended proposed Final  
26 Judgment agreed upon in writing by the parties and submitted to the Court.

1           6. In the event (1) the United States has withdrawn its consent, as provided in Paragraph 2  
2 above, or (2) the proposed Final Judgment is not entered pursuant to this Stipulation, the time has  
3 expired for all appeals of any court ruling declining entry of the proposed Final Judgment, and  
4 the Court has not otherwise ordered continued compliance with the terms and provisions of the  
5 proposed Final Judgment, then the parties are released from all further obligations under this  
6 Stipulation, and the making of this Stipulation shall be without prejudice to any party in this or  
7 any other proceeding.

8           7. The Defendants represent that the actions they are required to perform and the payments  
9 they are required to make pursuant to the proposed Final Judgment can and will be  
10 accomplished, and that the Defendants will later raise no claim of mistake, hardship or difficulty  
11 of compliance as grounds for asking the Court to modify any of the provisions contained therein.

1 Dated: November 7, 2014

2  
3 Respectfully submitted,

4 FOR PLAINTIFF  
5 UNITED STATES OF AMERICA

6 /s/ Amy R. Fitzpatrick  
7 Amy R. Fitzpatrick  
8 Antitrust Division  
9 U.S. Department of Justice  
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FOR DEFENDANTS FLAKEBOARD  
AMERICA LIMITED, CELULOSA  
ARAUCO Y CONSTITUCIÓN, S.A.,  
AND INVERSIONES ANGELINI Y  
COMPAÑÍA LIMITADA

/s/ Andrew M. Lacy  
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14 FOR DEFENDANT SIERRAPINE

/s/ Amanda P. Reeves  
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**ORDER**

IT IS SO ORDERED by the Court, this \_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
United States District Judge

**ATTESTATION**

This Stipulation is being filed through the Electronic Case Filing (ECF) system by attorney Amy R. Fitzpatrick of the U.S. Department of Justice, Antitrust Division. By her signature, she attests that the United States has obtained concurrence in the filing of this document from Andrew M. Lacy and Amanda P. Reeves, as required by Civil L.R. 5-1(i)(3).

Dated: November 7, 2014

By: /s/ Amy R. Fitzpatrick  
AMY R. FITZPATRICK  
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**CERTIFICATE OF SERVICE**

I certify that on November 7, 2014, I electronically filed this Complaint with the Clerk of Court using the CM/ECF system. A copy has also been sent via e-mail to:

Counsel for Flakeboard America Limited,  
Celulosa Arauco y Constitución, S.A., and  
Inversiones Angelini y Compañía Limitada:

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